Case 3:06-cv-00434-CRB Document 4 Filed 06/15/09 Page 1 of 2 1 2 Thomas P. Cartmell, 45366 3 Thomas J. Preuss, 54923 Christopher L. Schnieders 57725 Wagstaff & Cartmell LLP 4 4740 Grand Avenue, Suite 300 5 Kansas City, MO 64112 Phone: 816-701-1100 6 Facsimile: 816-531-2372 Attorneys for Plaintiffs. Jane Swinney; Caroline Yanca 7 8 9 UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 12 13 Case Specific Number 06-0434 IN RE: BEXTRA AND CELEBREX 14 MARKETING SALES PRACTICES AND MDL NO. 1699 District Judge: Charles R. Breyer PRODUCT LIABILITY LITIGATION 15 16 Jane Swinney, Caroline Yanca 17 STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE Plaintiffs, 18 VS. 19 Pfizer, Inc., et al. 20 Defendants. 21 22 Come now the Plaintiffs, (JANE SWINNEY and CAROLINE YANCA) and Defendants, 23 by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 24 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing 25 its own attorneys' fees and costs. 26 DATED: February 20, 2009 27 Mr pp 28 Attorneys for Plaintiff, Jane Swinney and Caroline Yanca

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

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By:

DATED: May 11, 2009

DLA PIPER US LLP

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PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED.

Michelle Sadowsky Attorneys for Defendants

Dated: May 19, 2009

